

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Matthew Bussan on 5/9/08.

The application has been amended as follows:

#### IN THE CLAIMS:

In claim 41, at the end of the claim, after the word "device", insert ", wherein the surfactant is sodium octyl sulfate".

**Cancel** claim 42.

In claim 43, line 1, replace "claim 42" with "claim 41";

In claim 44, line 1, replace "claim 42" with "claim 41".

**Cancel** claims 45-50.

2. The following is an examiner's statement of reasons for allowance: Claims 41, 43 and 44 are allowed as to the BPAI's decision of dated 2/14/08.

3. As the claim 41 is amended, the collective teachings of the applied references fail to teach the specific slurry composition as the context of claim 41.

4. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

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accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Shamim Ahmed whose telephone number is (571) 272-1457. The examiner can normally be reached on Tu-Fri (12:30-10:30) Every Monday Off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nadine G. Norton can be reached on (571) 272-1465. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.


Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Shamim Ahmed/  
Primary Examiner, Art Unit 1792

SA  
May 10, 2008

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<div>Application Number</div> <div></div>	Application/Control No.	Applicant(s)/Patent under Reexamination	
	09/976,167	BENNING ET AL.	
	Examiner	Art Unit	
	Shamim Ahmed	1792	